

1 KEVIN V. RYAN (CSBN 118321)  
United States Attorney

2 EUMI L. CHOI (WVBN 0722)  
3 Chief, Criminal Division

4 KIRSTIN M. AULT (CSBN 206052)  
Assistant United States Attorney

5 450 Golden Gate Ave., Box 36055  
6 San Francisco, California 94102  
Telephone: (415) 436-7151  
7 Facsimile: (415) 436-7234

8 Attorneys for Plaintiff

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 OAKLAND DIVISION

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 MICHAEL MAYO,

16 Defendant.

No. CR 05 00579 CW

~~PROPOSED~~ ORDER EXCLUDING  
TIME FROM DECEMBER 12, 2005 TO  
JANUARY 9, 2006 FROM THE SPEEDY  
TRIAL ACT CALCULATION (18 U.S.C. §  
3161(h)(8)(A))

17  
18 With the agreement of the parties, and with the consent of the defendant, the Court enters  
19 this order documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(b),  
20 from December 12, 2005 to January 9, 2006.

21 The parties agree, and the Court finds and holds, as follows:

22 1. The defendant is out of custody.

23 2. The defendant agrees to an exclusion of time under the Speedy Trial Act based upon  
24 the need for defense counsel to obtain and review additional discovery in order to effectively  
25 prepare to defend this case.

26 3. Counsel for the defense believes that the exclusion of time is in her client's best  
27 interest.

28 4. Given these circumstances, the Court finds that the ends of justice served by excluding

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1 the period from December 12, 2005, to January 6, 2006, outweigh the best interest of the public  
2 and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

3 5. Accordingly, and with the consent of the defendant, the Court orders that the period  
4 from December 12, 2005 to January 6, 2006 be excluded from Speedy Trial Act calculations  
5 under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

6  
7 STIPULATED:

8  
9 DATED: 12-13-05

  
HILARY FOX  
Attorney for Defendant

10  
11  
12 DATED: 12-19-05

  
KIRSTIN M. AULT  
Assistant United States Attorney

13  
14  
15 IT IS SO ORDERED.

16  
17 DATED: 12/21/05

  
CLAUDIA WILKEN  
United States District Judge

